



San Marcos
City Council Action Agenda
Regular Meeting
City Council Chambers
Tuesday, January 3, 2012

Agenda #	Agenda Caption	Action
1.	Call to Order	5: 35 p.m.
2.	Roll Call	Mayor and City Council all present
3.	Consider nominations and appointments of Mayor Pro Tempore and optional Deputy Mayor Pro Tempore.	
4	Receive Functional Analysis presentation from the City Clerk's Department, and provide direction to Staff.	Jamie Lee Pettijohn, City Clerk, provided a functional analysis for the City Clerk's Department. This presentation outlined the various functions of the City Clerks department.
5.	Receive a Staff presentation regarding the upcoming Level of Service meetings to be held within the community	Assistant Director of Development Services, Kristi Stark provided a presentation updating council on the upcoming level of service meetings.
6.	Invocation	Pastor Bob Smith from Powerhouse Christian Center provided the invocation.
7.	Pledges Of Allegiance - United States And Texas	Kiran Payton, fifth grader at Hernandez Elementary, led the pledge of allegiance.
8.	30 Minute Citizen Comment Period	Speakers who signed up and item they spoke on: 1. Dianne Wassenich (item 20) 2. Don Eyssen 3. Jay Hiebert 4. Debbie Harvey (item 20) 5. Jaimy Breihan 6. Jeff Lowe (item 28)
9.	Consider approval of the following: December 6, 2011, Regular Meeting Minutes December 14, 2011, Regular Meeting Minutes December 21, 2011, Special Meeting Minutes	Adopted on Consent Vote: 6 for and 1 abstained (Thomaides)
10.	Consider approval of Ordinance 2011-78, on the second of two readings, amending Chapter 2, Article 3, Division 14 of the San Marcos City Code by reducing the size of the San Marcos Airport Commission from nine members to five members and reducing the permitted number of non-residents on	Adopted on Consent – Approval of Ord. 2011-78 Vote: 7 for and 0 opposed



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	the commission from three to two; and including procedural provisions.	
11.	Consider approval of Resolution 2012-01R in support of the City of San Marcos becoming a Federal Transit Administration Grantee and authorizing the City Manager to file documentation in support of the City achieving FTA Grantee status, and providing that this Resolution shall become effective from and after its passage and adoption.	Pulled from consent agenda –Approval of Resolution 2012-01R Vote: 7 for and 0 opposed
12.	Consider approval of Resolution 2012-02R, awarding a construction contract to Rockin Q Construction, LLC. for the Old Plant Upstream Wastewater Improvements Project in the bid amount of \$329,763.00 contingent upon the bidder's timely submission of sufficient bonds and insurance in accordance with the city's bid documents for the project; authorizing the City Manager to execute the contract documents on behalf of the City and declaring an effective date.	Adopted on Consent - Approval of Resolution 2012-02R. Vote: 7 for and 0 opposed
13.	7:00PM Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2012-01, approving an amendment to the Future Land Use Map from "LDR" Low Density Residential to "MU" Mixed Use for a 0.275 acre, more or less, tract of land located at 301 Second Street; amending the Official Zoning Map of the City by rezoning this tract from "SF-6" Single-Family Residential District to "MU" Mixed Use District; and including procedural provisions; and consider approval of Ordinance 2012-01.	Matthew Lewis, Director of Development Services, presented this item. Public Meeting opened at 7:37 p.m. No comments were heard. Public Meeting closed at 7:37 p.m. Approval of Ordinance 2012-01 Vote: 6 for and 1 abstained (Scott)
14.	7:00pm Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2012-02, approving an amendment to the Future Land Use Map of the City from "LDR" Low Density Residential to "MDR" Medium Density Residential for a 10.347 acre, more or less, tract of land out of the amending plat of Blocks E, F, H and I of the Blanco River Village Section One Subdivision located east of Shadow Point along Rush Haven and north of Trestle Tree; amending the development standards and concept (land use) plan for the Blanco River Village Planned Development District "PDD" consisting of 103.788 acres of land, more or less, in the 1400 through 1900 blocks of State Highway 21 as	Matthew Lewis, Director of Development Services, presented this item. Public Meeting opened at 7:41 p.m. No comments were heard. Public Meeting closed at 7:41 p.m. Approval of Ordinance 2012-02 Vote: 7 for and 0 opposed



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	originally approved by Ordinances numbered 2004-61 and 2008-49; including procedural provisions; and providing for penalties; and consider approval of Ordinance 2012-02.	
15.	7:00PM Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2012-03, approving the abandonment of a 0.203 acre, more or less, portion of Live Oak Street, commonly known as Acorn Street, from its intersection with Chestnut Street to its intersection with West Sessom Drive in connection with the Chestnut Street Lofts PDD Development; approving the conveyance of this abandoned street section to the owner of abutting lots; authorizing the City Manager to execute deeds to such abutting lot owner upon payment of the fair market value of said abandoned street section; and declaring an effective date; and consider approval of Ordinance 2012-03.	<p>Matthew Lewis, Director of Development Services, presented this item.</p> <p>Public Meeting opened at 7:44 p.m.</p> <p>Speakers: Thomas Rhodes and Dianne Wasnich</p> <p>Public Meeting closed at 7:47 p.m.</p> <p>Approval of Ordinance 2012-03 Vote: 7 for and 0 opposed</p>
16.	Reconsider Ordinance 2011-77 approving an amendment to the Future Land Use Map from "LDR" Low Density Residential to "C" Commercial for a 2.119 acre, more or less, tract of land located at 1620 Old Ranch Road 12; amending the Official Zoning Map of the City by rezoning this tract from "SF-6" Single-Family Residential District to "NC" Neighborhood Commercial District; and including procedural provisions.	No reconsideration given
17.	Consider approval of Ordinance 2012-04, on the first of two readings, changing the rate for customers for once per week collection of residential solid waste and single stream recycling service from \$15.51 to \$16.28 per month, and increasing the rate for single stream multi-family recycling service from \$4.40 per month to \$4.62 for such service; approving the Texas Disposal Waste 2012 contract rates; including procedural provisions; and providing an effective date.	<p>Assistant Director of Public Services Sabas Avila Presented this item.</p> <p>Approval of Ordinance 2012-04, on the first of two readings. Vote: 7 for and 0 opposed</p> <p>Direction to Staff: Provide a yearend report of the single stream recycling program with TDS to Council following the March closing date.</p>
18.	Consider approval of Ordinance 2012-05, on the first of two readings, amending the City's 2011 - 2012 budget to budget expenditures in the total sum of \$32,517.67 from state seized asset funds to provide funding for forensic laboratory services under an interlocal agreement with the City of Austin, Texas;	<p>Chief of Police, Howard Williams presented this item.</p> <p>Approval of Ordinance 2012-05, on the first of two readings. Vote: 7 for and 0 opposed</p>



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	and providing an effective date.	
19.	Consider approval of Ordinance 2012-06, on the first of two readings, amending Section 14.292 (18) of the San Marcos City Code that prohibits Sub-Metering of Electrical Service to provide an exception for Portable Food Service Locations; including procedural provisions; and declaring an effective date.	<p>Assistant Director of Development Services, Kristy Starks presented this item.</p> <p>Approval of Ordinance 2012-06, on the first of two readings. Vote: 7 for and 0 opposed</p> <p>Direction to Staff: Place a discussion item on a future agenda regarding the screening of food service trailers on a future agenda.</p>
20.	Consider approval of Ordinance 2012-07, on the first of two readings, amending various sections of Chapter 86, Utilities, Article 2, Water, Division 2, Conservation, including adding definitions under Section 86.056, adding a director's determination for implementation of Drought Response Stages under section 86.058, modifying restrictions applicable to irrigation, vehicle washing and swimming pools during applicable stages of drought response under sections 86.059, 86.060, 86.061 and 86.062, allowing residential water customers to request a change to their designated weekday for restricted water uses day during drought response stages 2 and 3 under section 86.064-1 and adding a new section 86.064-2 to provide for a variance from certain watering restrictions for new landscape; providing a savings clause; providing for the repeal of any conflicting provisions; and providing an effective date.	<p>Director of Public Services, Tom Taggart presented this item.</p> <p>Motion to Postpone item to a time TBD Vote: 7 for and 0 opposed</p>
21.	Consider approval of Resolution 2011-03R approving a Ground Lease of Property at the San Marcos Municipal Airport with Specialized Aero, LLC. for a ten (10) year primary term with four five-year options to renew ("Ground Lease"); approving Amendment No. 1 to Lease Property for use as an FAA Repair Station located at 2285 Airport Drive at the San Marcos Municipal Airport with Specialized Aero, LLC. dated August 2, 2011 extending the primary term ("Lease Amendment No. 1"); authorizing the City Manager to execute both the Ground Lease and Lease Amendment No. 1; and declaring an effective date.	<p>Stephen Alexander presented this item</p> <p>Approval of Resolution 2012-03R, on the first of two readings. Vote: 7 for and 0 opposed</p>



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22.	Receive a Staff presentation and hold discussion regarding information related to the Power Supply Market and options available to the City of San Marcos.	Director of Public Services, Tom Taggart provided a presentation to council regarding the Power Supply Market and options available to the City of San Marcos.
23.	Receive presentation from Cemetery Commission Representative and hold discussion regarding the capacity and future of the City Cemetery, and provide to Staff.	<p>Cemetery Commission Chairman, Robert Cotner informed council of the capacity and future of the City Cemetery.</p> <p>Direction to Staff: Research possible solutions or proposals regarding the future of the City Cemetery. Come back with a proposal in 3-6 months.</p>
24.	Discuss and consider appointments to the Airport Commission, and provide direction to staff.	<p>A recommendation was made for the nomination of Fray Stokes and Malcolm Johnson</p> <p>Council voted 5 for Fray Stokes and 2 for Malcolm Johnson</p> <p>Council appointed Fray Stokes to the Airport Commission.</p>
25.	Discuss and consider an appointment or reappointment to Lone Star Rail District Board of Directors, and provide direction to staff.	<p>A motion was made for the appointment of Kim Porterfield, John Thomaides, and Ryan Thomason to the Lone Star Rail District Board of Directors.</p> <p>Vote: 7 for and 0 opposed</p>
26.	Discuss and consider appointments to the TIRZ No. 4 Paso Robles Board of Directors, and provide direction to staff.	<p>A motion was made for the appointment of:</p> <p>Position 1: (Chair) – Steve Parker Position 2: Shane Scott Position 3: Wayne Becak Position 4: Linda Huff Position 5: Shaun Cranston Position 6: Kristy Stark to the TIRZ No. 4 Paso Robles Board of Directors.</p> <p>Vote: 7 for and 0 opposed</p>



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27.	Discuss and consider appointments to the TIRZ No. 5 Downtown Board of Directors, and provide direction to staff.	A motion was made for the appointment of: Position 1: (Chair) Jim Nuse Position 2: John Thomaides to the TIRZ No. 5 Downtown Board of Directors. Vote: 7 for and 0 opposed
28.	Question and Answer Session with Press and Public. <i>This is an opportunity for the Press and Public to ask questions related to items on this agenda.</i>	No Questions were heard.
29.	Adjournment.	9:15 PM